

Message Text

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PAGE 01 MANAGU 05097 041056Z
ACTION ARA-14

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E.O. 11652: NA
TAGS: SHUM, NU
SUBJECT: REQUESTS FOR HUMAN RIGHTS VIOLATION INFORMATION

REF: STATE 253295

1. PERSONS LISTED PARAS 3 THRU 6 AND 10 REFTEL WERE REPORTED MISSING BY CAPUCHINS AND NAMES WERE FORWARDED TO DEPT. CAPUCHIN LIST LATER FORMED MAJOR PART OF RECENT AMNESTY INTERNATIONAL REPORT ON NICARAGUA. EMBASSY HAS REPORTED NAMES OF PERSONS ON THAT LIST WHO, SINCE END OF MARTIAL LAW, HAVE BEEN RELEASED FROM DETENTION AND HAVE RETURNED TO THEIR HOMES. GONZALEZ, PEREZ, ESCORCIAS, AND LOPEZ HAVE NOT REAPPEARED. NOW, WITH MARTIAL LAW ENDED AND CENSORSHIP LIFTED AND HABEAS CORPUS OPERATIVE, ON INDICATION HAS ARISEN THAT ANY FURTHER PERSONS WHO MIGHT BE ON THIS LIST STILL ARE BEING DETAINED. THEREFORE, EMBASSY IS INCLINED TO BELIEVE MOST PERSONS ON CAPUCHIN LIST WHO HAVE NOT YET BEEN ACCOUNTED FOR MAY BE DEAD. EMBASSY HAS SO INFORMED A-I WRITERS AND SUGGESTS DEPT SHOULD ADOPT SAME POSITION.

2. RE TIJERINO CASE, EMB EARLIER RAISED CASE WITH GN AND WAS INFORMED TIJERINOS ARE NOT DETAINED NOR DID GN HAVE ANY INFORMATION RE THEIR WHEREABOUTS. ON SAME BASIS AS ABOVE CONCLUSION, WE ARE INCLINED TO BELIEVE TIJERINOS ARE DEAD.

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3. RE NOEL GONZALEZ (BROTHER OF RAUL GONZALEZ, WHO IS SUBJECT OF ANOTHER HUMAN RIGHTS VIOLATION CASE), EMB HAS STATEMENT BY GONZALEZ FAMILY WHICH MAKES SIMILAR CHARGES OF TORTURE DURING PERIOD OF SEVENTEEN DAY DETENTION AND FORTY-FIVE DAY CONFINEMENT IN MILITARY HOSPITAL FOR RECUPERATION. ALSO AVAILABLE IS INFORMATION GON HAD EVIDENCE HE WAS ACTIVE FSLN GUERRILLA. EMB HAS NO

REASON TO DOUBT EITHER FAMILY'S OR GON'S INFORMATION.

4. RE ESBIA LOPEZ, GN CONDUCTED INVESTIGATION. LESBIA APPEARED BEFORE MILITARY TRIBUNAL WITH MOTHER AND LAWYER. LOPEZ FAMILY, FEARING POSSIBLE RETALIATORY SUIT FOR SLANDER, REQUESTED EMB INTERCESSION IN CASE AND, ACCORDINGLY, EMB WAS IN CONTACT WITH GN DURING INVESTIGATION. THERE HAS BEEN NO RETALIATORY ACTION. INVESTIGATION CONCLUDED HER ALLEGATION OF RAPE WAS UNFOUNDED. SHE WAS UNABLE TO DESCRIBE OR IDENTIFY PERSONS WHO MIGHT HAVE RAPED HER OR ROOM WHERE RAPE SUPPOSEDLY OCCURRED. THERE IS NO DOUBT SHE IS PREGNANT, BUT GN DOCTOR CLAIMS SHE WAS PREGNANT PRIOR TO HER DETENTION, A CLAIM DENIED BY HER DOCTOR AND MOTHER. IN ANY CASE, SHE DID PRESENT HER COMPLAINT AND AN INVESTIGATION WAS CONDUCTED. SOLAUN

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